



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3379

by Rep. Silvana Tabares

SYNOPSIS AS INTRODUCED:

105 ILCS 5/10-20.55 new
105 ILCS 5/34-18.48 new
105 ILCS 110/3

Amends the School Code and the Critical Health Problems and Comprehensive Health Education Act. Requires a school board to adopt a policy that (1) states that teen dating violence is unacceptable and is prohibited and that each student has the right to a safe learning environment; (2) incorporates age-appropriate education about teen dating violence into new or existing training programs for students in grades 7 through 12 and school employees; (3) establishes procedures for the manner in which employees of a school are to respond to incidents of teen dating violence that take place at the school, on school grounds, at school-sponsored activities, or in vehicles used for school-provided transportation; (4) identifies by job title the school officials who are responsible for receiving reports related to teen dating violence; and (5) notifies students and parents of the teen dating violence policy adopted by the board. Provides that the Comprehensive Health Education Program may include instruction on teen dating violence in grades 7 (instead of 8) through 12. Effective July 1, 2013.

LRB098 07728 NHT 37806 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by adding Sections
5 10-20.55 and 34-18.48 as follows:

6 (105 ILCS 5/10-20.55 new)

7 Sec. 10-20.55. Policy on teen dating violence.

8 (a) As used in this Section:

9 "Dating" or "dating relationship" means an ongoing social
10 relationship of a romantic or intimate nature between 2
11 persons. "Dating" or "dating relationship" does not include a
12 casual relationship or ordinary fraternization between 2
13 persons in a business or social context.

14 "Teen dating violence" means either of the following:

15 (1) A pattern of behavior in which a person uses or
16 threatens to use physical, mental, or emotional abuse to
17 control another person who is in a dating relationship with
18 the person, where one or both persons are 13 to 19 years of
19 age.

20 (2) Behavior by which a person uses or threatens to use
21 sexual violence against another person who is in a dating
22 relationship with the person, where one or both persons are
23 13 to 19 years of age.

1 (b) Each school board shall adopt a policy that does all of
2 the following:

3 (1) States that teen dating violence is unacceptable
4 and is prohibited and that each student has the right to a
5 safe learning environment.

6 (2) Incorporates age-appropriate education about teen
7 dating violence into new or existing training programs for
8 students in grades 7 through 12 and school employees, as
9 recommended by the school officials identified under
10 subdivision (4) of this subsection (b).

11 (3) Establishes procedures for the manner in which
12 employees of a school are to respond to incidents of teen
13 dating violence that take place at the school, on school
14 grounds, at school-sponsored activities, or in vehicles
15 used for school-provided transportation.

16 (4) Identifies by job title the school officials who
17 are responsible for receiving reports related to teen
18 dating violence.

19 (5) Notifies students and parents of the teen dating
20 violence policy adopted by the board.

21 (105 ILCS 5/34-18.48 new)

22 Sec. 34-18.48. Policy on teen dating violence.

23 (a) As used in this Section:

24 "Dating" or "dating relationship" means an ongoing social
25 relationship of a romantic or intimate nature between 2

1 persons. "Dating" or "dating relationship" does not include a
2 casual relationship or ordinary fraternization between 2
3 persons in a business or social context.

4 "Teen dating violence" means either of the following:

5 (1) A pattern of behavior in which a person uses or
6 threatens to use physical, mental, or emotional abuse to
7 control another person who is in a dating relationship with
8 the person, where one or both persons are 13 to 19 years of
9 age.

10 (2) Behavior by which a person uses or threatens to use
11 sexual violence against another person who is in a dating
12 relationship with the person, where one or both persons are
13 13 to 19 years of age.

14 (b) The board shall adopt a policy that does all of the
15 following:

16 (1) States that teen dating violence is unacceptable
17 and is prohibited and that each student has the right to a
18 safe learning environment.

19 (2) Incorporates age-appropriate education about teen
20 dating violence into new or existing training programs for
21 students in grades 7 through 12 and school employees, as
22 recommended by the school officials identified under
23 subdivision (4) of this subsection (b).

24 (3) Establishes procedures for the manner in which
25 employees of a school are to respond to incidents of teen
26 dating violence that take place at the school, on school

1 grounds, at school-sponsored activities, or in vehicles
2 used for school-provided transportation.

3 (4) Identifies by job title the school officials who
4 are responsible for receiving reports related to teen
5 dating violence.

6 (5) Notifies students and parents of the teen dating
7 violence policy adopted by the board.

8 Section 10. The Critical Health Problems and Comprehensive
9 Health Education Act is amended by changing Section 3 as
10 follows:

11 (105 ILCS 110/3)

12 Sec. 3. Comprehensive Health Education Program. The
13 program established under this Act shall include, but not be
14 limited to, the following major educational areas as a basis
15 for curricula in all elementary and secondary schools in this
16 State: human ecology and health, human growth and development,
17 the emotional, psychological, physiological, hygienic and
18 social responsibilities of family life, including sexual
19 abstinence until marriage, prevention and control of disease,
20 including instruction in grades 6 through 12 on the prevention,
21 transmission and spread of AIDS, age-appropriate sexual abuse
22 and assault awareness and prevention education in grades
23 pre-kindergarten through 12, public and environmental health,
24 consumer health, safety education and disaster survival,

1 mental health and illness, personal health habits, alcohol,
2 drug use, and abuse including the medical and legal
3 ramifications of alcohol, drug, and tobacco use, abuse during
4 pregnancy, sexual abstinence until marriage, tobacco,
5 nutrition, and dental health. The program shall also provide
6 course material and instruction to advise pupils of the
7 Abandoned Newborn Infant Protection Act. The program shall
8 include information about cancer, including without limitation
9 types of cancer, signs and symptoms, risk factors, the
10 importance of early prevention and detection, and information
11 on where to go for help. Notwithstanding the above educational
12 areas, the following areas may also be included as a basis for
13 curricula in all elementary and secondary schools in this
14 State: basic first aid (including, but not limited to,
15 cardiopulmonary resuscitation and the Heimlich maneuver),
16 heart disease, diabetes, stroke, the prevention of child abuse,
17 neglect, and suicide, and teen dating violence in grades 7 &
18 through 12.

19 The school board of each public elementary and secondary
20 school in the State shall encourage all teachers and other
21 school personnel to acquire, develop, and maintain the
22 knowledge and skills necessary to properly administer
23 life-saving techniques, including without limitation the
24 Heimlich maneuver and rescue breathing. The training shall be
25 in accordance with standards of the American Red Cross, the
26 American Heart Association, or another nationally recognized

1 certifying organization. A school board may use the services of
2 non-governmental entities whose personnel have expertise in
3 life-saving techniques to instruct teachers and other school
4 personnel in these techniques. Each school board is encouraged
5 to have in its employ, or on its volunteer staff, at least one
6 person who is certified, by the American Red Cross or by
7 another qualified certifying agency, as qualified to
8 administer first aid and cardiopulmonary resuscitation. In
9 addition, each school board is authorized to allocate
10 appropriate portions of its institute or inservice days to
11 conduct training programs for teachers and other school
12 personnel who have expressed an interest in becoming qualified
13 to administer emergency first aid or cardiopulmonary
14 resuscitation. School boards are urged to encourage their
15 teachers and other school personnel who coach school athletic
16 programs and other extracurricular school activities to
17 acquire, develop, and maintain the knowledge and skills
18 necessary to properly administer first aid and cardiopulmonary
19 resuscitation in accordance with standards and requirements
20 established by the American Red Cross or another qualified
21 certifying agency. Subject to appropriation, the State Board of
22 Education shall establish and administer a matching grant
23 program to pay for half of the cost that a school district
24 incurs in training those teachers and other school personnel
25 who express an interest in becoming qualified to administer
26 cardiopulmonary resuscitation (which training must be in

1 accordance with standards of the American Red Cross, the
2 American Heart Association, or another nationally recognized
3 certifying organization) or in learning how to use an automated
4 external defibrillator. A school district that applies for a
5 grant must demonstrate that it has funds to pay half of the
6 cost of the training for which matching grant money is sought.
7 The State Board of Education shall award the grants on a
8 first-come, first-serve basis.

9 No pupil shall be required to take or participate in any
10 class or course on AIDS or family life instruction if his
11 parent or guardian submits written objection thereto, and
12 refusal to take or participate in the course or program shall
13 not be reason for suspension or expulsion of the pupil.

14 Curricula developed under programs established in
15 accordance with this Act in the major educational area of
16 alcohol and drug use and abuse shall include classroom
17 instruction in grades 5 through 12. The instruction, which
18 shall include matters relating to both the physical and legal
19 effects and ramifications of drug and substance abuse, shall be
20 integrated into existing curricula; and the State Board of
21 Education shall develop and make available to all elementary
22 and secondary schools in this State instructional materials and
23 guidelines which will assist the schools in incorporating the
24 instruction into their existing curricula. In addition, school
25 districts may offer, as part of existing curricula during the
26 school day or as part of an after school program, support

1 services and instruction for pupils or pupils whose parent,
2 parents, or guardians are chemically dependent.

3 (Source: P.A. 96-128, eff. 1-1-10; 96-328, eff. 8-11-09;
4 96-383, eff. 1-1-10; 96-1000, eff. 7-2-10; 97-1147, eff.
5 1-24-13.)

6 Section 99. Effective date. This Act takes effect July 1,
7 2013.